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Atty. Docket No.: 20563/2362 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Marciante et al.  
Serial No.: 10/646,408  
Filed: August 22, 2003  
Entitled: Apparatus and Method for an  
Ultrasonic Medical Device Engaging a  
Flexible Material

Examiner: Not Yet Assigned

Group Art Unit: 3737

Conf. No.: 9279

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a**

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

David J. Dykeman

Name of Person Mailing Paper

Signature of Person Mailing Paper

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449 listing 3 references;
3. Copy of 1 Non-U.S. reference; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 20563/2362. A duplicate of this transmittal letter is enclosed for this purpose.

Date: June 16, 2004

Respectfully submitted,

Name: David J. Dykeman

Registration No.: 46,678

Customer No.: 29934

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100



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**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents, as well as, for the Examiner's convenience, copies of all foreign patent documents and non-patent literature are enclosed. This application was filed after June 30, 2003, and copies of U.S. patents and U.S. patent applications are not required and are not enclosed.

Pursuant to CFR § 1.97(e)(1), each item contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or International application. Because this statement is being filed within three months of receipt of the Search Report, no fee is believed to be due. A copy of the Search Report is included and cited on the enclosed PTO-1449.

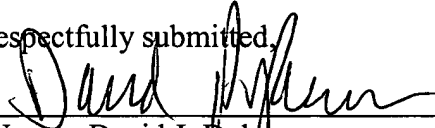
Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

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Docket No.: 20563/2362  
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Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: June 16, 2004

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David J. Dykeman", written over a horizontal line.

Name: David J. Dykeman  
Registration No.: 46678  
Customer No.: 29934  
Palmer & Dodge LLP  
111 Huntington Avenue  
Boston, MA 02199-7613  
Tel: 617-239-0100



USPTO Form 1363A U.S. Department of Commerce Patent and Trademark Office  INFORMATION DISCLOSURE STATEMENT				Attorney Docket No. 20563/2362		Serial No. 10/646,408		
				Applicant(s): Marciante et al.				
				Filing Date: August 22, 2003		Group: 3737		
U.S. PATENT DOCUMENTS								
Examiner Initial		Patent Publication No.	Date	Name	Class	Subclass	Filing Date (if appropriate)	
		2002/0082503	June 27, 2002	Chandrasekaran et al.	600	466	February 8, 2002	
		2004/0068189	April 8, 2004	Wilson et al.	600	459	February 28, 2003	
FOREIGN PATENT DOCUMENTS								
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation	
							YES	NO
OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)								
	A	International Search Report based on PCT/US03/26447 dated May 28, 2004.						
EXAMINER					DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.								
**Copies of references not provided at the time of this submission.								